Clerk of Court

UNITED STATES DISTRICT COURT

for the Northern District of California

Kelora Systems, LLC v. Target Corporation, Et al.)) Case No.: 11-1548)								
BILL OF COSTS									
Judgment having been entered in the above entitled action on	05/23/2012 against Kelora Systems, LLC ,								
the Clerk is requested to tax the following as costs:	Date								
Fees of the Clerk	\$ <u>855.00</u>								
Fees for service of summons and subpoena									
Fees for printed or electronically recorded transcripts necessarily	obtained for use in the case								
Fees and disbursements for printing									
Fees for witnesses (itemize on page two)	0.00								
Fees for exemplification and the costs of making copies of any manecessarily obtained for use in the case									
Docket fees under 28 U.S.C. 1923									
Costs as shown on Mandate of Court of Appeals									
Compensation of court-appointed experts									
Compensation of interpreters and costs of special interpretation se	rvices under 28 U.S.C. 1828								
Other costs (please itemize)									
	TOTAL \$ 31,161.09								
SPECIAL NOTE: Attach to your bill an itemization and documen	-								
Decla	ration								
I declare under penalty of perjury that the foregoing costs	are correct and were necessarily incurred in this action and that the sarily performed. A copy of this bill has been served on all parties								
Electronic service First class	s mail, postage prepaid								
Other:									
s/Attorney:									
Name of Attorney: Kent E. Baldauf, Jr.									
For: Newegg Inc. Name of Claiming Party	Date: 06/06/2012								
	of Costs								
Costs are taxed in the amount of	and included in the judgment.								
By:	and morated in mojudginoiti.								

Deputy Clerk

Date

AO 133 (Rev. 12/09) Bill of Costs

United States District Court

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)									
	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost		
NAME, CITY AND STATE OF RESIDENCE	Days	Total Cost	Days	Total Cost	Miles	Total Cost	Each Witness		
							\$0.00		
							\$0.00		
				7			\$0.00		
							\$0.00		
							\$0.00		
							\$0.00		
		•	<u> </u>		TOTAL		\$0.00		

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

The Federal Rules of Civil Procedure contain the following provisions: RULE 54(d)(1)

Costs Other than Attorneys' Fees.

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

RULE 6

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)

Cost or Fee Awards:

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.